

A REGULAR MEETING OF THE FAUQUIER COUNTY BOARD OF SUPERVISORS WAS HELD NOVEMBER 17, 1998 AT 1:00 P.M. IN WARRENTON, VIRGINIA

P R E S E N T Mr. David C. Mangum, Chairman; Mr. Larry L. Weeks, Vice Chairman; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin; Mr. G. Robert Lee, County Administrator; Mr. Paul S. McCulla, County Attorney

MARINE CORPS HERITAGE MUSEUM PROJECT

Representatives from Quantico Marine Corps presented an overview of the Marine Corps Heritage Museum Project.

UPDATE ON PARKS AND RECREATION DEPARTMENT OPERATIONS AND PLANS

Members of the Parks and Recreation Board and Staff presented an update on activities and operations of the Department.

REPORT SUMMARY OF GRANT-FUNDED WORK/COMMUNITY CONNECTIONS PROJECT - COOPERATIVE EXTENSION

Virginia Cooperative Extension staff members gave an update on the Work/Community Connections Project that developed community-based initiatives to target persons transitioning into the labor force.

UPDATE ON SOLID WASTE OPERATIONS AND PLANS

Staff members in the Department of Solid Waste gave an update on operations and activities of the Department.

PRESENTATION OF THE FAUQUIER COUNTY PUBLIC LIBRARY ANNUAL REPORT (FY 1998)

Members of the Library Board and Staff presented the Fauquier County Public Library Annual Report for FY 1998.

The meeting was reconvened in Regular Session at 6:30 p.m. in the Warren Green Meeting Room.

ADOPTION OF THE AGENDA

Mr. Weeks moved to adopt the agenda subject to removing Certificate of Appreciation for L. Thomas Greene for Service to the Johnson Grass Committee from the Regular Agenda and removing A Resolution to Approve an Agreement with Piedmont Railroaders for Operation of the Warrenton Caboose from the Consent Agenda to consider these items at future Board meetings. Mr. Rankin seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

CITIZENS TIME

Jim Borland requested the Board of Supervisors have the Joint Communications Center comply with Board protocol to have minutes of meetings in the Library for public review.

A RESOLUTION TO COMMEND CITIZEN DONATION TO THE FAUQUIER COUNTY PUBLIC LIBRARY

Mr. Burton moved to adopt the following resolution. Mr. Green seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO COMMEND CITIZEN DONATION

TO THE FAUQUIER COUNTY PUBLIC LIBRARY

WHEREAS, the Fauquier County Board of Supervisors recognizes that the citizens of the County possess diverse skills and talents; and

WHEREAS, the Board of Supervisors wishes to publicly recognize and thank citizens for their generosity in using those special skills and talents in bettering Fauquier County; and

WHEREAS, a group of twelve dedicated and caring volunteers donated their skills, labor and materials to modernize the delivery of information by the three libraries in Fauquier County; and

WHEREAS, these volunteers installed over 8,000 feet of cable and more than 50 connections to network the library system; and

WHEREAS, as a result of this generous gift of effort and material, the library saved approximately \$8,000 it had budgeted to complete the wiring

project and will be able to use the savings to implement another objective of its 1998-2000 Technology Plan; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 1998, That the following individuals be, and are hereby, commended for their generous donation to the Fauquier County Library system:

Calvin Persinger

Judy Persinger

John Swett

Warren Early

Carolyn Early

Dick Stapleton

Robert Rankin

David Freeman

Mike Freeman

Robbin Willis

Ed Davidson

Dick Thatcher

Mr. Mangum presented a copy of the resolution and a paperweight to each of the citizens.

A PROCLAMATION IN RECOGNITION OF COMMUNITY SERVICE TO THE WARRENTON BRANCH GREENWAY AND MONROE PARK

Mr. Burton moved to adopt the following proclamations. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

PROCLAMATION

A PROCLAMATION TO HONOR THE EFFORTS OF THE FAUQUIER TRAIL COALITION IN REVIVING THE WARRENTON BRANCH GREENWAY PROJECT

WHEREAS, the Fauquier Trails Coalition was instrumental in reviving the Warrenton Branch Greenway project; and

WHEREAS, the Fauquier Trails Coalition has continued to support the development of the trail through fundraising, planning assistance, and moral support; and

WHEREAS, the Fauquier Trails Coalition is now expanding its vision from the Warrenton Branch to the wider concept of a countywide system of greenways; and

WHEREAS, the value of such community action is evident in the accomplishment of a valued and much used facility; and

WHEREAS, the dedication and persistence of this group has been due to the labors of Jimmy Messick; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 17th day of November 1998, That the Fauquier Trails Coalition, and specifically Jimmy Messick, be recognized for their dedication to the accomplishment of, their leadership in, and their vision for the Warrenton Branch Greenway Project; and, be it

PROCLAIMED FURTHER, That the Fauquier County Board of Supervisors hereby extends its congratulations and sincere appreciation to the Fauquier Trails Coalition, and specifically Jimmy Messick, for the betterment of Fauquier County by reviving the Warrenton Branch Greenway Project.

PROCLAMATION

A PROCLAMATION TO HONOR THE PIEDMONT RAILROADERS FOR

THEIR EFFORTS IN RESTORING THE WARRENTON CABOOSE

WHEREAS, the Piedmont Railroaders were instrumental in moving the Warrenton Caboose to its present location and restoring it; and

WHEREAS, the Piedmont Railroaders dedicated incalculable hours to this effort; and

WHEREAS, the Warrenton Caboose is now viewed as an exemplary restoration effort due to the high standards of workmanship and the commitment of the

Piedmont Railroaders; and

WHEREAS, the Parks and Recreation Department and the Piedmont Railroaders are entering into an agreement to extend the involvement of the Piedmont Railroaders in the caboose operation and in other railroad history projects on the Warrenton Branch Greenway; and

WHEREAS, such efforts already have, and will continue to, broaden the historical and recreational benefits of the 4th Street Trailhead for all County citizens; and

WHEREAS, specific members of the Piedmont Railroaders, Richard Ruddie, Ed Detweiler, and Ron Scullin, spearheaded this impressive enterprise; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 17th day of November 1998, That the Piedmont Railroaders, and specifically Richard Ruddie, Ron Scullin, and Ed Detweiler, Project Coordinators for this effort, be recognized for their dedication and civic mindedness in pursuing the restoration of this important historical element in Fauquier County; and, be it

PROCLAIMED FURTHER, That the Fauquier County Board of Supervisors hereby extends its warmest wishes and most sincere appreciation to the Piedmont Railroaders, and specifically Richard Ruddie, Ron Scullin, and Ed Detweiler, for the betterment of the County made possible by their efforts in restoring the Warrenton Caboose for enjoyment of the citizens of Fauquier County.

PROCLAMATION

A PROCLAMATION TO HONOR H.P. "PAT" AND THELMA MONROE FOR DONATION OF PROPERTY FOR A PARK IN THE COMMUNITY OF GOLDVEIN

WHEREAS, H.P. "Pat" and Thelma Monroe of Goldvein, Virginia, donated approximately 15 acres of property for the establishment of a park in the community of Goldvein; and

WHEREAS, Phase I of Monroe Park was opened to the general public on October 31, 1998; and

WHEREAS, the community support for this park has proven the need and desire for a recreational facility in Goldvein; and

WHEREAS, the Monroes have exhibited a long history of dedication to the Goldvein community; and

WHEREAS, it is recognized that a proclamation only begins to convey the gratitude of Fauquier County; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 17th day of November 1998, That Thelma Monroe and her husband, the late "Pat" Monroe, be recognized as shining examples of community spirit; and, be it

PROCLAIMED FURTHER, That the Board extends its warmest wishes and appreciation to Mrs. Monroe for the generous donation that she and her late husband made to the citizens of Fauquier County; and, be it

PROCLAIMED FINALLY, That the Board hereby officially declares November 1, 1999, as Monroe Park Day to allow the community and the County a special day in recognition of this very special family and the park they made possible.

PROCLAMATION

A PROCLAMATION TO HONOR RUPPERT LANDSCAPE

COMPANY FOR CONTRIBUTIONS TO MONROE PARK

WHEREAS, Phase I of Monroe Park was opened to the general public on October 31, 1998; and

WHEREAS, Ruppert Landscape Company volunteered to perform extensive landscaping services to beautify Monroe Park prior to its opening to the public; and

WHEREAS, a County citizen and employee of Ruppert Landscape Company, Susan Rae, was instrumental in arranging this significant contribution; and

WHEREAS, this type of contribution was significant in both its size and its dramatic staging; and

WHEREAS, the result of this contribution significantly improved, in just one day, the aesthetic quality of Monroe Park for all users; and

WHEREAS, Fauquier County was fortunate to obtain such a contribution; and

WHEREAS, it is incumbent upon, and an honor for, the County to acknowledge this exemplary display of civic concern by Ruppert Landscape Company; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 17th day November 1998, That Susan Rae and Ruppert Landscape Company be recognized for their civic mindedness and corporate generosity offered to the citizens of Fauquier County and that Fauquier County hereby extends its humble appreciation for valuable public service that will benefit County citizens and visitors for many years to come.

PROCLAMATION

A PROCLAMATION TO HONOR S.W. RODGERS CO., INC.

FOR CONTRIBUTIONS TO MONROE PARK

WHEREAS, Phase I of Monroe Park in the community of Goldvein, Virginia was opened to the general public on October 31, 1998; and

WHEREAS, S.W. Rodgers Co., Inc. volunteered to perform the rough grading of Monroe Park; and

WHEREAS, this contribution made possible much of what is presently available to the public at Monroe Park as well as future phases; and

WHEREAS, this contribution is the second largest ever received by the Parks and Recreation Department; and

WHEREAS, corporations with public spirit are truly exceptional and worthy of special recognition; and

WHEREAS, S.W. Rodgers Co., Inc. has shown a history of such community sharing and giving; and

WHEREAS, it is a pleasure for the County to recognize S.W. Rodgers Co., Inc. for its continued positive impact on Fauquier County; now, therefore, be it

PROCLAIMED by the Fauquier County Board of Supervisors this 17th day of November 1998, That S.W. Rodgers Co., Inc. be commended for its many community service projects that have benefited Fauquier County; and, be it

PROCLAIMED FURTHER, That the Fauquier County Board of Supervisors hereby conveys its genuine gratitude on behalf of the citizens of Fauquier County for the special patronage provided by S.W. Rodgers Co., Inc. to Monroe Park.

Mr. Rankin presented copies of the proclamations and paperweights to Piedmont Railroaders and asked that a copy be sent to Jimmy Messick who could not attend this meeting.

Mr. Mangum presented copies of the proclamations and paperweights to Mrs. Monroe, Susan Rae, and Roy Beckner, representing S.W. Rodgers Co., Inc.

PUBLIC PRESENTATION OF THE VIRGINIA COMMUNITY CRIMINAL JUSTICE ASSOCIATION'S "COMMUNITY CRIMINAL JUSTICE BOARD OF THE YEAR AWARD" TO THE FAUQUIER-RAPPAHANNOCK COMMUNITY CRIMINAL JUSTICE BOARD

Mr. Mangum presented a plaque to Randy Wheeler and Katherine Heritage, representing the Fauquier-Rappahannock Community Criminal Justice Board (FRCCJB). The FRCCJB was awarded statewide honors for its outstanding

achievements in the areas of domestic violence, grantsmanship and juvenile crime.

CONSENT AGENDA

Mr. Weeks moved to adopt the following Consent Agenda items. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

A Resolution Adopting Revisions to Personnel Policy Section #23, Position Classification Plan

RESOLUTION

A RESOLUTION TO ADOPT THE REVISIONS TO PERSONNEL POLICY SECTION #23, POSITION CLASSIFICATION PLAN

WHEREAS, the Department of Personnel Services periodically reviews certain Personnel Policies to ensure that they are meeting the objectives of the County and the needs of the County employees; and

WHEREAS, the Department of Personnel Services conducted such a review of Section #23, Position Classification Plan; and

WHEREAS, based upon this review, it is recommended that all revisions to the Position Classification Plan will require approval of the Board of Supervisors and the School Board; and

WHEREAS, reclassification of positions will occur once a year in conjunction with the budget process with an effective date of July 1; and

WHEREAS, an exception shall be granted to a department when it makes significant changes in a vacant position which could not be anticipated at the time of budget adoption; and

WHEREAS, an employee whose salary exceeds the maximum step of their new grade will be eligible for cost of living increases only; and

WHEREAS, merit and other salary increases will be at the direction of the Board of Supervisors/School Board; and

WHEREAS, an employee will be eligible for no more than one reclassification within a twelve month period; and

WHEREAS, when an entire class of positions is upgraded, employees within the class will be placed on step "A" of the new grade; and

WHEREAS, if the employee's salary is higher than step "A" of the new grade they will be placed on the same step that they held in the prior grade; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 1998, That the revisions made to Personnel Policy, Section #23, Position Compensation Plan be, and are hereby, approved; and, be it

RESOLVED FURTHER, That the County Administrator, or designee, be, and is hereby, directed to administer this revised policy and changes in accordance with applicable general County Government policies and procedures.

PERSONNEL POLICY

Fauquier County, Virginia

Policy Title: Section No.

Position Classification Plan 23

I. Establishment of Position Classification Plan

The Board of Supervisors and School Board ~~has~~ have approved the establishment of a Position Classification Plan. This plan is established in accordance with the provisions of the County and School Personnel Policy and with the recommendation of the County Administrator and Superintendent of Schools. All position classifications established within the County/School service are contained in the plan. The plan will be maintained by the Director of Personnel. Amendments and/or revisions to the plan will be effected only by approval of the Board of Supervisors and ~~Superintendent of Schools~~ School Board.

II. Classification of Positions

A. Each permanent position shall be classified by the County Administrator/Superintendent of Schools in conjunction with the Director of Personnel, and/or the professional consulting firm under contract to conduct classification studies, and allocated to its appropriate class in accordance with the nature and level of difficulty when their duties are sufficiently similar that:

1. The same descriptive title may be used to designate each position in

the class;

2. The same level of education, experience, knowledge, skills, abilities and other qualifications may be required of incumbents;

3. Similar tests of fitness may be used to select incumbents;

4. The same pay range will apply.

B. All classes involving the same nature of work, but differing as to level of difficulty and responsibility, shall be assembled into the same series. All series of classes within the same broad occupational field shall be assembled into the same group.

III. Preparation and Administration of the Position Classification Plan

A. The Department Head/Constitutional Officer, School Principal or Administrator shall notify the Director of Personnel when he/she feels that a new position needs to be created. The Department Head/Constitutional Officer, School Principal or

Administrator must submit a request for a new position to the Department of Personnel.

B. The Director of Personnel will review the request, and if the Director of Personnel agrees that the new position request is in order, the request for the new position will be forwarded to the County Administrator/Superintendent of Schools.

C. The County Administrator/Superintendent of Schools must approve the request for a new position and upon approval, the request will be returned to the Department of Personnel. The Director of Personnel will then submit a new class specification to the consulting firm under contract to provide classification services in order that a title can be created and a grade assigned to the new position.

D. The Department Head/Constitutional Officer, School Principal or Administrator shall notify the Director of Personnel promptly of each such change of duties, responsibilities or work assignment and furnish detailed information relative to all positions under their jurisdictions.

E. All positions are to be evaluated and assigned to a salary grade in accordance with the following criteria:

1. External market comparability;

2. Internal relationships of all positions based upon each position's minimum requirements for:

- a. Training
- b. Experience
- c. Level of work to be performed
- d. Human relations skills
- e. Physical demands
- f. Working conditions and hazards
- g. Independence of actions
- h. Impact on end results
- i. Supervision exercised

F. Once a new position classification has been completed by the professional consulting firm, the new position and grade will take effect. However, it will be established on a temporary basis. In order for the position to become permanent, it must be formally approved by the Board of Supervisors/School Board within one year after establishment of the temporary position. This will usually be consistent with the adoption of the annual operating budget.

G. The Director of Personnel shall maintain and publish a complete set of class specifications for all classes in the County/School service. Such specifications shall be reviewed periodically with a view to maintaining their accuracy and ascertaining their need for update.

IV. Interpretation of Class Specifications

In determining the class to which any position shall be allocated, the specifications of each class shall be considered as a whole, including the duties, responsibilities and other pertinent characteristics of positions which have been allocated to the class subsequent to the publication of the class specifications.

A. Class Title. The term "class title" or "title" shall refer to the official title of the class as specified in the class specifications and shall apply to all positions allocated to the class and shall be used in all personnel and administrative processes, except that other organizational titles may be used for purposes of internal administration.

B. Relationship of Classes. Each class of positions is to be considered in relationship to other classes in the County/School service in determining its proper grouping within the position classification plan and its compensation. The specifications of the classes are to be interpreted with

this relationship in mind.

C. Specifications. The class specifications shall be descriptive and not restrictive. Class specifications shall contain the following information: position title, general definition of work, Americans With Disabilities Act compliance data, list of typical tasks, necessary knowledge, skills and abilities, education and experience requirements, and special qualifications. They are intended to indicate the kinds of positions which should be allocated to the several classes as determined by their duties and responsibilities and shall not be construed as declaring what the duties and responsibilities of any position shall be, or as limiting the power of any appointing authority to assign duties to, and to direct and control the work of employees under his/her supervision. The use of a particular expression or illustration as to duties shall not be held to exclude others not mentioned that are similar in nature, level of difficulty and responsibility, and qualification requirements.

V. Effect of Classification on Payment of Compensation

A. Approval of the payment of compensation to any person in a position shall not be made until such position has been allocated to a class and until the status of the individual in the position has been verified.

B. No County/School service employee shall be appointed, employed, certified, or paid from County/School funds under any title unless the position is defined in the position classification plan and is properly allocated in the department's budget.

VI. Status of Employees Upon the Reclassification of Positions

A. Upon the reclassification of a position from one class to another class of the same level, a lower level, or a higher level, the method of filling the position shall be determined in accordance with the rules regarding reassignments, position downgrades, or position upgrades, as may be appropriate.

B. Whenever a class is granted a salary adjustment, the incumbent shall retain the same status in the new class as he/she held in the old class.

C. The Director of Personnel may, before effecting status in the new class, require such evidence of the qualifications and fitness of the incumbent, including hearings, investigations and/or non-competitive examination, as he/she deems warranted.

D. Whenever the title of a class is changed without a change in duties or responsibilities, the incumbent shall retain the same status in the new class as he/she held in the old class.

VII. Reclassification Procedure

A. Reclassification occurs when a position's duties and responsibilities have changed substantially, resulting in an increase or decrease in job content sufficient enough to cause a change in salary grade.

B. All reclassifications shall occur within the context of developing annual budgets. Prior to the annual budget process, each department should internally review all full - time positions to determine the extent of any changes in the past fiscal year and project changes during the current fiscal year. In the event a Department Head believes that the duties and responsibilities have changed or will change under the proposed budget sufficient to justify reclassification of that position, the department should fund such a reclassification within the budget process. Reclassification requests funded in the budget shall require classification study by the consultant to determine proper title and salary. Creation of a new or reclassified position is contingent upon obtaining all required approvals. Reclassifications are effective the first day of the fiscal year, i.e. July 1st.

C. On occasion, a department may make significant changes in a vacant position during the fiscal year, which the department could not anticipate at the time the proposed budget was adopted. When this occurs, the Department Head in order to ensure that the position is appropriately classified prior to advertising, shall submit a written request to reclassify the position to the Department of Personnel. Only vacant positions and positions identified by the Director of Personnel as impacted by changes to vacant positions may be reclassified outside the annual budget process.

D. When a Department Head/Constitutional Officer, School Principal or Administrator feels that a particular position should be reclassified, they must submit a request to reclassify the position to the Department of Personnel.

E. Once the request to reclassify is received by the Department of Personnel, the request will be reviewed by the Director of Personnel. If the Director of Personnel

agrees that the reclassification is in order, the request for reclassification will be forwarded to the County Administrator/Superintendent of Schools.

F. If the request for reclassification is approved by the County Administrator/Superintendent of Schools, it will be returned to the Department of Personnel with an indication of approval. The Director of Personnel will then submit a new class specification to the professional consulting firm in order that a title can be created and a grade assigned for the position.

G. On an annual basis, the Director of Personnel in conjunction with the

County Administrator/Superintendent of Schools, shall select some positions for review and possible reclassification by the professional consulting firm so that all positions are studied within a five to six year period. Because of the distinction between department initiated ~~(semi-annual)~~ reclassification requests and the periodic system-wide reviews, reclassification increases due to system-wide reviews would receive a ~~2.5%~~ one step increase per grade shift, or entry level step, whichever is greater. Employees in jobs recommended for a significant shift during this process shall not have to compete for their jobs in a recruitment and selection process.

VIII. Position Classification Approval

A. The Department Head/Constitutional Officer, School Principal or Administrator shall submit an Agenda Request and Resolution for the Board of Supervisors'/School Board's approval. Action by the Board of Supervisors/School Board will be made in accordance with the County/School Personnel Policy and other applicable personnel regulations and/or ordinances. This will usually be consistent with the adoption of the annual operating budget.

B. All positions reclassified by more than three (3) grade advances where the new grade is twenty (20) or above will require external advertisement.

IX. Appeals on Position Classification

Department Heads/Constitutional Officers, School Principal or Administrator may appeal a position classification made by the Director of Personnel by requesting an administrative review by the County Administrator/Superintendent of Schools of the position classification prior to submission to the Board of Supervisors.

X. Abolishment of Position

The Board of Supervisors/School Board may abolish a classified position whenever funds are not available or when it is deemed necessary and in the best interest of the County to take such action. No position shall be deemed to be held as a matter or right.

XI. Salary Assignment of Employee Whose Position is Downgraded

Each employee filling a position which is downgraded as a result of a position reclassification shall retain in his/her downgraded position the salary he/she is receiving on the effective date of such action. This includes an employee whose salary is in excess of the maximum step of the grade to which the position is newly assigned. In order for the incumbent to qualify for the downgraded position, he/she must be performing the duties of the position as well as meet the minimum requirements for it. In the event that the incumbent fails to meet the minimum requirements of the

position, he will be subject to the provisions of paragraph XIII of this section. An employee whose salary exceeds the maximum step for the grade will be eligible for cost of living increases, but will only be eligible for merit and other salary adjustments at the Board of Supervisor/School Board direction.

XII. Salary Assignment of Employee Whose Position is Upgraded

A. Upgrading will be effected upon approval by the Board of Supervisors/School Board of a reclassified position to a higher pay grade. In order to be promoted to the reclassified position, the incumbent must be currently performing the duties and possess the minimum qualifications of the position.

B. A qualified employee reclassified from one position to another position one (1) grade will receive a one step pay increase or step "A" of the new grade, whichever is greater.

C. A qualified employee reclassified from one position to another position two (2) grades will receive a two step pay increase or step "A" of the new grade, whichever is greater.

D. A qualified employee reclassified from one position to another position three (3) grades will receive a three step pay increase or step "A" of the new grade, whichever is greater.

E. A qualified employee reclassified from one position to another position four (4) grades or more will receive a four step pay increase or Step "A" of the new grade, whichever is greater, if the reclassified position is below grade twenty (20). All position reclassified by more than three (3) grades where the new grade is twenty (20) or above will require external advertisement.

F. Increases are only available to employees rated satisfactory on their last performance evaluation and are not available to newly hired probationary employees unless the employee's current salary is below the minimum of the new salary grade. If the newly hired probationary employee's current salary is below the minimum rate for the new grade the employee will be receive "Step A" on the new salary grade.

G. An employee will not receive more than one reclassification within a twelve month period. However, the employee will be eligible for cost of living adjustments and merit increase consideration.

XIII. Salary Assignment of Transferred Employee Whose Position is Abolished

Each employee filling a position which is abolished as a result of reclassification, lack of funds, lack of necessary work, etc. shall be

transferred to another position and maintain the same rate of pay, provided another such comparable position, for which the employee is qualified, exists. The employee shall receive the same salary he/she is receiving on the effective date the position is abolished unless the gaining department budget cannot provide the same salary. The employee will be eligible for the next comparable vacant position that occurs should a vacancy not exist within

County/School service. The employee's merit pay increase date will not change unless there is a break in service.

An employee who accepts a demotion under this procedure is authorized to receive the compensation of the former grade and position for not more than six (6) months. During the "grandfather" period, the employee shall be entitled to cost-of-living, merit pay increments, or other general pay adjustments accorded to other employees. If the employee remains in the original position at the end of six months, he or she shall be demoted to the grade to which the new position is allocated, and their salary will be adjusted, in accordance with the rules governing demotion.

If the employee is returned to his/her active class within a two year period, the rate of pay shall be consistent with the active class.

XIV. Salary Assignment for Overall Classification Upgrading

When an entire class of positions is upgraded, all employees within the class will be placed in the entry level of the new grade. The employee whose salary is above the entrance level of the new grade will ~~not receive an increase in salary, but would be placed within the new grade salary range at the step commensurate with their salary~~ be placed on the same step that they held in the old grade salary range. The merit pay increase date will remain unchanged.

XV. Position Control System

A. The Position Control System is used to record and monitor permanent full-time and permanent part-time positions authorized by the Board of Supervisors/School Board. The system shall include, as a minimum, the following descriptive data on each position:

1. Type of appointment (permanent full-time or permanent part-time)
2. Classification (title, class, class series, grade level)
3. Salary (yearly, monthly and hourly rate)
4. Number of authorized hours per pay period for permanent part-time

B. Any change to a department's position complement adopted by the Board

of Supervisors/School Board in the annual budget must be reviewed and approved in accordance with the following procedures:

1. Board of Supervisors'/School Board's approval through regular agenda process is required for:
 - a. Creation of new positions
 - b. Reclassification of existing positions
 - c. Change in type of appointment if it results in additional cost to the County
2. The Director of Personnel and the County Administrator or Superintendent of Schools shall be notified prior to the following actions being effected:
 - a. Change in the cost distribution of a position
 - b. Deletion of a position
 - c. Change in type of appointment that will not result in additional cost to the County
- C. Any position change requiring the Board of Supervisors'/School Board's or County Administrator's or Superintendent of Schools' approval must be reviewed by the Director of Personnel prior to its submission to the County Administrator or Superintendent of Schools.

FY 1999 Budget Transfers and Supplemental Appropriations

RESOLUTION

A RESOLUTION TO TRANSFER & APPROPRIATE FUNDS

WHEREAS, the Board of Supervisors is charged by the Code of Virginia with the operation of an annual budget for Fauquier County; and

WHEREAS, this annual budget is a plan of how funds received by the County will be used to meet the needs of the citizens of the County; and

WHEREAS, during the course of the fiscal year certain events occur which necessitate changing the budget plan by increasing a department's total budget; and

WHEREAS, funds needed to increase a department's budget must come from internal adjustments or from an outside source such as State, Federal, grant or other local sources such as the County's Reserve for Contingency;

and

WHEREAS, the Sheriff's Office has requested \$2,101 from Share of Forfeiture Proceeds - DEA Group 33 and carryovers of \$42,578 of which, \$29,975 is the local portion of the Criminal History Records Improvement, \$8,813 State Seizures, \$2,781 from Confiscated Property Funds, and \$1,009 for U.S. Customs Funds; and

WHEREAS, \$77,025 in carryover was requested from State funding received for the Virginia Juvenile Crime Control Act; and

WHEREAS, the Clerk of the Court requested carryover of the State funding received for the Virginia Library Grant in the amount of \$5,121; and

WHEREAS, the School Division requested carryover approval for the \$537,936 of which \$300,000 is for textbooks, \$4,136 is the State funding received for Standards of Learning and \$233,800 for maintenance projects; and

WHEREAS, the Extension Office requested carryover of the State funding for the Welfare Information Grant in the amount of \$8,750; and

WHEREAS, the Social Services Department requested \$25,264 carryover of which \$16,964 is from the Day Care Quality Initiative Grant State funding and \$8,300 carryover of local funds for District Nursing Home placements; and

WHEREAS, the Law Library requested \$3,001 carryover received from disbursement of revenue received for the law library; and

WHEREAS, the Disability Services Board requested \$4,267 carryover of local funding to continue requirements for Code of Virginia; and

WHEREAS, the Information Resources Department requested \$11,650 carryover in unspent local funding to repair network technology equipment; and

WHEREAS, the Virginia Juvenile Crime Control Act requested appropriation of \$104,709 from State funding; and

WHEREAS, the Finance Department requested appropriation of \$17,280 to Social Services for the Bright Stars program from State funding received by the School Division; and

WHEREAS, the Landfill Enterprise requested the reappropriation of \$190,000 which is from prior year earnings to the Recycling Equipment budget line; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 1998, That the sum of \$1,029,682 be carried over, transferred or appropriated, and hereby approved as follows:

	FROM			TO	
Source	Code	Amount	Department	Code	Amount
Carryover	3-100-419000-0010	\$29,975	Sheriff's Office	4-100-31231-3170	\$2,725
				4-100-31231-8207	\$27,250
Carryover	3-100-419000-0010	\$8,813	Sheriff's Office	4-100-31240-8201	\$8,813
Carryover	3-100-419000-0010	\$2,781	Sheriff's Office	4-100-31245-8201	\$2,781
Carryover	3-100-419000-0010	\$1,009	Sheriff's Office	4-100-31235-8201	\$1,009
Carryover	3-100-419000-0010	\$77,025	VA Juvenile Crime Control Act	4-100-33600-3161	\$77,025
Carryover	3-100-419000-0010	\$5,121	Clerk of the Court Office	4-100-21610-1301	\$5,121
Carryover	3-100-419000-0010	\$300,000	School Division	4-302-94620-6013	\$300,000
Carryover	3-100-419000-0010	\$4,136	School Division	4 205-61310-6013	\$4,136
Carryover	3-100-419000-0010	\$233,800	School Division	4-302-94652-8215	\$233,800
Carryover	3-100-419000-0010	\$8,750	Extension Office	4-100-83110-1302	\$5,500
				4-100-83110-2100	\$421
				4-100-83110-3161	\$500
				4-100-83110-6001	\$2,329
Carryover	3-100-419000-0010	\$16,964	Social Services	4-100-53190-1302	\$12,000
				4-100-53190-2100	\$918
				4-100-53190-6001	\$4046
Carryover	3-100-419000-0010	\$8,300	Social Services	4-100-52600-5650	\$8,300
Carryover	3-100-419000-0010	\$3,001	Law Library	4-100-21800-5845	\$3,001
Carryover	3-100-419000-0010	\$4,267	Disability Services Bd	4-100-81610-5691	\$4,267
Carryover	3-100-419000-0010	\$11,650	Information Resources	4-100-12511-8207	\$11,650
State Funds	3-100-244100-0180	\$104,709	VA Juvenile Crime Control Act	4-100-33600-1302	
				4-100-33600-2100	\$2,775
				4-100-33600-3161	\$225
					\$101,709

	3-100-331000-0040	\$2,101		4-100-31230-8201	\$2,101
Federal Funds			Sheriff's Office		
State Funds	3-205-242000-0081	\$17,280	Social Services	4-100-53140-3161	\$17,280
Prior Year Earnings	3-513-419000-0020	\$190,000	Landfill	4-513-42710-8201	\$190,000
TOTAL		\$1,029,682			\$1,029,682

A Resolution to Authorize Advertising a Public Hearing for the Purpose of Revising Chapter 16, Public Park, of the Fauquier County Code

RESOLUTION

A RESOLUTION OF INTENT TO AMEND THE

FAUQUIER COUNTY CODE, SECTION 16-1 *ET SEQ.*

PARKS AND RECREATION

WHEREAS, the Fauquier County Parks and Recreation Board has requested that certain changes be made to Section 16-1 *et seq.* of the Fauquier County Code; and

WHEREAS, the addition of the Warrenton Branch Trail requires the amendment of certain provisions of the Parks and Recreation Ordinance with respect to bicycle operation; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 1998, That the Board of Supervisors does hereby state its intent to make the following changes:

Section 16-1 to be amended to include a definition of "park" and "recreation area."

Section 16-3 to be amended to apply to all park facilities.

Section 16-5 to be amended to preclude fundraising or providing services in a park without a permit from the Director of Parks and Recreation.

Section 16-6 to be amended to substitute references to "the" park with references to "any" park, and to prohibit persons under the influence of alcoholic beverages from any park.

Section 16-7 to be amended to substitute references to "the" park with "any" park.

Section 16-8 to be amended to permit the Director of Parks and Recreation to designate areas in any park for bicycles, scooters, tricycles, wagons, roller skates, skateboards and similar self-propelled vehicles, and to establish speed limits for bicycles in any park.

Section 16-8.1 to be amended to establish rules for the operation and parking of bicycles in any park or recreation area.

and, be it

RESOLVED FURTHER, That the County Administrator be, and is hereby directed to schedule a public hearing to receive citizen comments on the proposed amendments to the Public Parks Ordinance.

Preliminary Subdivision - Private Colony Subdivision

The Planning Commission's recommendation of approval was not overturned.

Acceptance of Hermitage Drive in the Orlean Crossing Subdivision Into the Secondary Highway System

RESOLUTION

FAUQUIER COUNTY BOARD OF SUPERVISORS SUBDIVISION

STREET ACCEPTANCE FOR THE ORLEAN CROSSING SUBDIVISION,

MARSHALL MAGISTERIAL DISTRICT

WHEREAS, certain streets, titled "Orlean Crossing Subdivision, Fauquier County" dated November 5, 1998, and described on the Additions Form SR-5 (A), fully incorporated herein by reference, are shown on plats recorded in the Clerks Office of the Circuit Court of Fauquier County; and

WHEREAS, the Virginia Department of Transportation has assisted the County with the completion of the street as requested by this Board on September 16, 1997; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the streets meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation; and

WHEREAS, the above streets serve a genuine public need; and

WHEREAS, Fauquier County and the Virginia Department of Transportation

have entered into an agreement on February 7, 1995, for comprehensive stormwater detention; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 1998, That the Virginia Department of Transportation be, and is hereby, requested to take the necessary action to add the above described streets in the State Highway Secondary System for maintenance, as provided in Section 33.1-229, Code of Virginia, 1950, as amended, and the Virginia Department of Transportation's *Subdivision Street Requirements*; and, be it

RESOLVED FURTHER, That this Board does guarantee the Commonwealth of Virginia a minimum unrestricted right-of-way of fifty feet in the Orlean Crossing Subdivision, with necessary easements for cuts, fills, and drainage; recorded in Deed Book 634, Page 663, dated March 2, 1990; and, be it

RESOLVED FINALLY, That a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Virginia Department of Transportation Resolution Regarding Planning, Engineering and Funding Consideration for a New Secondary Road Alignment, the Vint Hill Collector

RESOLUTION

A RESOLUTION REQUESTING THE ECONOMIC DEVELOPMENT AUTHORITY ASSISTANCE IN ESTABLISHING THE VINT HILL/ROUTE 215 CONNECTOR

WHEREAS, the Fauquier County Board of Supervisors approved the Waterfield Rezoning Request (RZ #96-S-05), including the Concept Development Plan and Proffer Statement, on September 1, 1998; and

WHEREAS, the preferred alignment of the Waterfield Boulevard is its southerly interconnection with a proposed 4-lane divided collector from Route 676 through Waterfield and Vint Hill Farms to Route 215 and identified as the Vint Hill Connector; and

WHEREAS, the Waterfield Proffer Statement allowed a process for the reallocation of Developer transportation funds to be expended for the construction of a portion of this connector road alignment; and

WHEREAS, the Vint Hill Connector is a recommended replacement of the Route 793 extension to Route 29 as part of the revised transportation plan being proposed as part of the New Baltimore Service District Plan Update of the Comprehensive Plan; and

WHEREAS, this proposed alignment will effectively redirect long-term community traffic through to the Route 215 corridor, and result in the reduction of an additional major road connection with Route 29; and

WHEREAS, the proposed collector will assist in providing more efficient traffic management with the redevelopment of the former military base at Vint Hill Farms; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 1998, That VDOT is requested to confirm its willingness to assist through the secondary road program, as well as other available state funding sources, for the design and construction of this new collector, which also will be funded in part through private development funds.

REZONING REQUEST - D.C. DIAMOND CORPORATION, OWNER

A public hearing was held at the October 20, 1998 meeting to consider a request from D.C. Diamond Corporation to rezone 65 acres to Light Industrial (I-1). The property is located east of Business Route 15/29, James Madison Highway, and south of Route 655, PIN #6888-37-4051-000, Lee District. Mr. Mangum moved to adopt the following ordinance. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

ORDINANCE

AN ORDINANCE TO APPROVE REZONING REQUEST

#RZ98-L-01 D.C. DIAMOND CORPORATION

WHEREAS, the owner and applicant, D.C. Diamond Corporation, has initiated a request to amend the Fauquier County Zoning Map by changing the designation for a 65.65 acre tract, identified by PIN #6888-37-4051-000, from Rural Agriculture (RA) to Industrial Park (I-1); and

WHEREAS, the applicant has filed an application to amend the Fauquier County Zoning Ordinance in accordance with the provisions of Article 13-202; and

WHEREAS, the 65.65 acre property is situated on the east side of Route 15/29, south of Route 655 in the Remington Service District; and

WHEREAS, the 65.65 acre property is designated for Light Industrial land uses on the approved Comprehensive Plan; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on March 27, 1998, regarding this rezoning request; and

WHEREAS, the Fauquier County Planning Commission held a general meeting on September 24, 1998, regarding this rezoning request and recommended approval; and

WHEREAS, the Board of Supervisors on October 20, 1998, held a public hearing on this rezoning request; and

WHEREAS, by the adoption of this Ordinance, the Board of Supervisors has determined that the public necessity, convenience, general welfare, or good zoning practice is satisfied by this amendment of the Fauquier County Zoning Map; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 17th day of November 1998, That Rezoning Request for D.C. Diamond Corporation to change the zoning designation for a 65.65 acre parcel on Route 15/29 (James Madison Highway), identified by PIN #6888-37-4051-000, from Rural Agriculture (RA) to Industrial Park (I-1), be, and is hereby, approved.

COMPREHENSIVE PLAN AMENDMENT AND REZONING REQUEST - CLARK'S GUN SHOP, INC.

A public hearing was held at the October 20, 1998 meeting to consider a request from Clark's Gun Shop, Inc. to amend the Comprehensive Plan for the Opal Service District to re-designate 12.128 acres, from Light Industrial (I-1) to Commercial Highway (C-2), and to rezone the property from Industrial Park (I-1) to Commercial Highway (C-2). The property is located south of Route 15/29 and 17 intersection and has frontage on Route 15/29, James Madison Highway, and Route 17, Marsh Road, PIN #6980--38-0442-000, #6980-38-1267-000, #6980-28-8484-000, and #6980-38-3754-000, Lee District. Mr. Mangum moved to adopt the following resolution. Mr. Rankin seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO APPROVE COMPREHENSIVE PLAN

AMENDMENT #CPA98-L-08, CLARK'S GUN SHOP, INC. PROPERTY

WHEREAS, Clark's Gun Shop, Inc. has filed an application to amend the Fauquier County Comprehensive Plan in accordance with the provisions of Article 13-202 of the Fauquier County Zoning Ordinance; and

WHEREAS, this amendment is to redesignate 12.128 acres from Light Industrial to Commercial Highway uses; and

WHEREAS, the Clark's Gun Shop, Inc. property is situated on the east side of Route 15/29, south of the interchange at Routes 17 and 15/29, in the Opal Service District; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on August 27, 1998, regarding this Comprehensive Plan Amendment; and

WHEREAS, the Planning Commission held a general meeting on September 24, 1998, regarding this Comprehensive Plan Amendment and recommended approval; and

WHEREAS, the Board of Supervisors on October 20, 1998, held a public hearing on this Comprehensive Plan Amendment; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 1998, That the Fauquier County Comprehensive Plan be, and is hereby, amended by redesignating the 12.128 acre parcel, identified by parcel identification numbers 6980-38-0442-000, 6980-38-1267-000, 6980-28-8484-000, and 6980-38-3754-000, from Light Industrial to Commercial Highway.

Mr. Mangum then moved to adopt the following ordinance. Mr. Rankin seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

ORDINANCE

AN ORDINANCE TO APPROVE REZONING REQUEST

#RZ98-L-08, CLARK'S GUN SHOP, INC. PROPERTY

WHEREAS, the owner and applicant, Clark's Gun Shop, Inc., has initiated a request to amend the Fauquier County Zoning Map by changing the designation for a 12.128 acre tract, identified by parcel identification

numbers 6980-38-0442-000, 6980-38-1267-000, 6980-28-8484-000, and 6980-38-3754-000, from Industrial Park (I-1) to Commercial Highway (C-2); and

WHEREAS, the applicant has filed an application to amend the Fauquier County Zoning Ordinance in accordance with the provisions of Article 13-202; and

WHEREAS, the 12.128 acre property is situated on the east side of Route 15/29, south of the interchange at Routes 17 and 15/29, in the Opal Service District; and

WHEREAS, the 12.128 acre property is designated for Commercial Highway land uses, as based on the approved Comprehensive Plan Amendment #CPA98-L-08; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on August 27, 1998, regarding this rezoning request; and

WHEREAS, the Fauquier County Planning Commission held a general meeting on September 24, 1998, regarding this rezoning request and recommended approval; and

WHEREAS, the Board of Supervisors on October 20, 1998, held a public hearing on this rezoning request; and

WHEREAS, by the adoption of this Ordinance, the Board of Supervisors has determined that the public necessity, convenience, general welfare, or good zoning practice is satisfied by this amendment to the Fauquier County Zoning Map; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 17th day of November 1998, That Rezoning Request #RZ98-L-08 to change the zoning designation for a 12.128 acre parcel on Route 15/29 (James Madison Highway), identified by PIN #6980-38-0442-000, #6980-38-1267-000, #6980-28-8484-000, and #6980-38-3754-000, from Industrial Park (I-1) to Commercial Highway (C-2) be, and is hereby, approved.

COMPREHENSIVE PLAN AMENDMENT - PUBLIC FACILITIES AND UTILITIES - CHAPTER 9

A public hearing was held at the October 20, 1998 meeting to consider amending Chapter 9 of the Comprehensive Plan dealing with Public Facilities and Utilities. Mr. Weeks moved to adopt the following resolution. Mr. Rankin seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO ADOPT THE AMENDED CHAPTER 9

OF THE COMPREHENSIVE PLAN TO INCORPORATE

TELECOMMUNICATIONS FACILITIES

WHEREAS, the Board of Supervisors directed the Planning Commission in October of 1997 to prepare proposed amendments to the Comprehensive Plan and Zoning Ordinance regarding telecommunications facilities; and

WHEREAS, the Planning Commission conducted a public hearing on June 25, 1998, for the Telecommunications Facilities Amendment to Chapter 9, entitled Public Facilities and Utilities, of the Comprehensive Plan; and

WHEREAS, the Planning Commission voted unanimously on August 21, 1998, to forward to and recommend that the Board of Supervisors adopt the referenced amendment to Chapter 9 of the Comprehensive Plan; and

WHEREAS, the Board of Supervisors, following a public hearing on October 20, 1998, found that the proposed amendment to Chapter 9 of the Comprehensive Plan meets its intent and provides policy and implementation guidelines, a locational hierarchy, general design standards and expectations for telecommunications facilities; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 1998, That the Amendment to Chapter 9, Public Facilities and Utilities, of the Comprehensive Plan for Telecommunications Facilities is hereby adopted, including the revisions identified in the staff addendum.

STANDARDS FOR TELECOMMUNICATIONS TOWERS AND ANTENNAS - ARTICLE 11 OF THE FAUQUIER COUNTY ZONING ORDINANCE

A public hearing was held at the October 20, 1998 meeting to consider adding Article 11 of the Fauquier County Zoning Ordinance to implement the recommended guidelines and policies contained in the Telecommunications Section of Chapter 9, Public Facilities and Utilities, of the Comprehensive Plan. Mr. Weeks moved to adopt the following ordinance. Mr. Burton seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

ORDINANCE

AN ORDINANCE TO AMEND ARTICLE 11 OF THE

ZONING ORDINANCE TO ESTABLISH STANDARDS FOR TELECOMMUNICATIONS TOWERS AND ANTENNAS

WHEREAS, the Board of Supervisors directed the Planning Commission in October of 1997 to prepare proposed amendments to the Comprehensive Plan and Zoning Ordinance regarding telecommunications facilities; and

WHEREAS, the Planning Commission conducted public hearings on June 25, 1998, on both the amendment to Chapter 9, entitled Public Facilities & Utilities, of the Comprehensive Plan, and the implementing Zoning Text Amendment to Article 11 of the Zoning Ordinance, entitled Standards for Telecommunications Towers and Antennas; and

WHEREAS, the Planning Commission voted unanimously on August 21, 1998, to forward to and recommend that the Board of Supervisors adopt the referenced Amendments to Chapter 9 of the Comprehensive Plan and Article 11 of the Zoning Ordinance; and

WHEREAS, the Board of Supervisors, following a public hearing on October 20, 1998, finds that the proposed Ordinance meets the intent of the Comprehensive Plan, provides a locational hierarchy, and establishes use restrictions and permit requirements, general design standards and expectations for telecommunications facilities; and

WHEREAS, the Board of Supervisors now wishes to adopt the Ordinance; and

WHEREAS, by the adoption of this Ordinance the Board of Supervisors has determined that the public necessity, convenience, general welfare or good zoning practice is satisfied by these amendments to the Fauquier County Zoning Ordinance; now, therefore, be it

ORDAINED, by the Fauquier County Board of Supervisors this 17th day of November 1998, That Article 11 of the Fauquier County Zoning Ordinance, be, and is hereby, amended to establish as Section 11-100 Standards for Telecommunications Towers and Antennas in accordance with the following amendments that are attached hereto and made a part of this Ordinance.

APPOINTMENT TO FILL AN UNEXPIRED TERM ON THE AIRPORT COMMITTEE - SCOTT DISTRICT

The Board agreed to consider the Scott District appointment to the Airport

Committee at the December 1, 1998 meeting.

**APPOINTMENT TO FILL AN UNEXPIRED TERM ON THE AFFORDABLE HOUSING COMMITTEE
- LEE DISTRICT**

Mr. Mangum moved to appoint James W. Van Luven to fill an expired term on the Affordable Housing Committee. Mr. Rankin seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

**APPOINTMENT TO FILL AN UNEXPIRED TERM ON THE JOHNSON GRASS COMMITTEE -
JOHN MARSHALL SOIL AND WATER CONSERVATION DISTRICT REPRESENTATIVE**

Mr. Burton moved to appoint Heather Slattery to fill an unexpired term on the Johnson Grass Committee. Mr. Green seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

SPECIAL EXCEPTION JAMES W. OTT/WATERDALE

A public hearing was held to consider a request for special exception approval from James W. Ott to permit a tent campground in the Rural Agriculture zoning district and to allow an alternative wastewater system to serve the campground. The property consists of 121 acres and is located on the west side of Route 651, Sumerduck Road, PIN #6887-31-0926-000, #6887-23-0002-000, and #6887-22-2603-000, Lee District. Lewis Ray spoke in favor of the request. Scott Woodward spoke in opposition. The public hearing was closed. Mr. Mangum moved to adopt the following resolution. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO APPROVE SPECIAL EXCEPTION

REQUEST #SE98-L-11 WATERDALE

WHEREAS, the Applicant and Property Owner, James W. Ott, has filed an application for a special exception to permit a tent campground in the Rural Agriculture (RA) Zoning District, pursuant to Section 3-309.6, Outdoor Recreation, and a special exception application to allow an alternative wastewater system to serve the campground, pursuant to Section 3-320.7, Public Utilities, of the Fauquier County Zoning Ordinance; and

WHEREAS, the Special Exception Application of James W. Ott, Property Owner and Applicant, has been properly filed and all required notices of the public hearing have been properly made, and the applicant has presented evidence both oral and documentary, and the staff has a filed staff report, all indicating compliance with the general standards for special exception as set forth in Article 5 of the Zoning Ordinance; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on September 24, 1998, on this special exception amendment request; and

WHEREAS, the Fauquier County Planning Commission held a site visit to the property on October 29, 1998, and following the regular meeting on October 29th regarding this special exception amendment request, recommended approval; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 1998, That Special Exception #SE98-L-11, James W. Ott, Property Owner (PINs #6887-31-0926-000, #6887-23-0002-000 and #6887-22-2603-000), be, and is hereby, approved subject to the special exception plat being revised to illustrate the correct location of the drainfield site, and the following conditions:

The special exception for this Tent Campground shall be limited to a one (1) year period from the date of approval by the Board of Supervisors. The County Zoning Administrator has the authority to renew the special exception for an additional two (2) year period if all conditions continue to be met.

Campground patrons (campers) shall be limited to a maximum stay of fifteen

(15) days.

When in operation, the gates to the campground shall open at 7:00 a.m. and close at 11:00 p.m. Use of the facility after 7:00 p.m. shall be restricted to registered campers.

There shall be a Campground Manager who shall be responsible for ensuring the conditions of this special exception are adhered to.

Fire extinguishers shall be available on site. At least four (4) fire extinguishers shall be available at all times in prominent locations.

Rules outlining noise levels, proper care of outdoor fires, and general conduct at the campground facility shall be posted at the Campground Manager's residence and pavilion.

Private property signs shall be posted along all adjoining properties at an interval of 200 feet.

No structure or campsite shall be located closer than 100 feet to any lot line.

Travel trailers and other recreational vehicles are not allowed on the site.

A maximum of twenty (20) camp sites are permitted on the campground.

All uses under this special exception shall be conducted so as to meet all noise performance standards enumerated in Article IX of the County zoning Ordinance. In addition, noise emissions will not exceed 50% of the decibel limits permitted by the County's noise regulations.

Any additional structure or road construction undertaken following initial County approval of the Site Plan, shall submit a revised site plan and be subject to an assessment by the County Engineer regarding the need for stormwater management and BMPs.

The site plan submitted for this special exception must show a trash disposal area for the camper's use. This disposal facility must be adequately screened and enclosed, to prevent the entrance of animals into the trash disposal, and shall be located not closer than fifty (50) feet to the pavilion, petting zoo and any camp site.

No fill shall be placed in the floodplain without a floodplain study undertaken. This study must be reviewed by the County Engineer and deemed to be acceptable.

All lighting shall be shielded, directed downward and inward, so as to eliminate glare onto all adjacent properties and the Rappahannock River.

Alternative Waste Disposal System

This approval shall only be for the location and operation of a Type III re-circulating sand filter with subsurface disposal through a Type II Drip Irrigation System for the proposed tent campground.

The proposed drip area shall be identified and marked prior to any construction or land disturbance on the property. In this marked off area, no disturbance shall occur which would jeopardize this drip disposal area.

The subject system shall remain in conformance with all County and State Department of Health requirements at all times.

Health Department guidelines for the maintenance of the systems and the frequency of system monitoring, but not less than annually, shall be followed.

A maintenance contract shall be entered into with a reputable agency to carry out the schedule for the necessary system maintenance.

The deed for this property shall indicate that this system exists on the site and note the conditions of special exception approval.

The applicant shall record a plat with a notice about the alternative wastewater system and the special exception conditions.

The effluent from the system shall meet or exceed the State Water Control Board standard of 30/30.

No building permit for the pavilion shown on the special exception plat shall be issued for this property until the Health Department has issued a permit for a re-circulating sand filter wastewater disposal system for this location.

SPECIAL EXCEPTION - GEORGE F. AND BONNIE T. DOWNES, TRUSTEES/NEW BALTIMORE GARAGE

A public hearing was held to consider a request for special exception approval from George F. and Bonnie T. Downes, Trustees/New Baltimore Garage to allow the enlargement of the parking area of the existing garage. The property contains 2.952 acres, is zoned Village, and is located on Route 29, Lee Highway, PIN #7906-11-8845-000, Scott District. No one spoke. The public hearing was closed. Mr. Weeks moved to adopt the following resolution. Mr. Green seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

RESOLUTION TO APPROVE SPECIAL EXCEPTION

REQUEST #SE98-S-14

NEW BALTIMORE GARAGE

WHEREAS, the applicant and property owner, Bonnie T. Downes, Trustee and George F. & Bonnie T. Downes, have filed an application for a special exception to allow for the enlargement of a nonconforming use pursuant to Section 10-102.1 and 10-102.2, Nonconforming Uses, which may be continued and enlarged.

WHEREAS, the special exception application of George F. & Bonnie T. Downes, applicants, have been properly filed and all required notices of the public hearing have been properly made, and the applicant has presented evidence both oral and documentary, and the staff has a filed staff report, all indicating compliance with the general standards for special exceptions as set forth in Article 5 of the Zoning Ordinance; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on September 24, 1998, on this special exception request; and

WHEREAS, the Fauquier County Planning Commission held a site visit to the property on October 29, 1998, and following the regular meeting on October 28th regarding this special exception amendment request, recommended approval; now, therefore, be it

RESOLVED, by the Fauquier County Board of Supervisors this 17th day of November 1998, That special exception #SE98-S-14, Bonnie T. Downes, Trust, owner, PIN #7906-11-8845-000 and #7906-21-1920-000) be, and is hereby, approved subject to the following conditions:

1. The special exception plat be revised to show the display parking ten (10) feet from the front property line.
2. At site plan, the applicant will plant either one (1) tree and ten (10) shrubs per thirty-five (35) linear feet of frontage, as identified in Option A of the Draft Tree Canopy, Landscape and Buffer Ordinance (date May 18, 1998, Page 7), or one (1) tree and five (5) shrubs per thirty-five (35) linear feet as reflected in Option B standards.

SPECIAL EXCEPTION - RODGERS FAMILY LIMITED PARTNERSHIP, OWNERS, AND S.W. RODGERS COMPANY, INC., APPLICANT

A public hearing was held to consider a request for special exception approval from S.W. Rodgers Company, Inc. to permit the barricaded storage of explosive/blastng agents in the Rural Agriculture zoning district. The property contains 140.5 acres and is located on the southeast corner of Route 643, Meetze Road, and Route 670, Old Auburn Road, immediately south of the Warrenton Service District, PIN #6993-17-4088-000, Center District. Roy Beckner, representing S.W. Rodgers Company, Inc., spoke in favor of the request. No one else spoke. The public hearing was closed. Mr. Rankin moved to table the decision until the December 1, 1998 meeting. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

COMPREHENSIVE PLAN AMENDMENT AND REZONING REQUEST - EDWARD L. AND ALICE CLARKE

A public hearing was held to consider a request from Edward L. and Alice Clarke to amend the Comprehensive Plan for the Opal Service District to re-designate 55.68 acres from Phase 3 development lands to Phase 1 development lands and to rezone the property from Rural Agriculture (RA) to Residential, two dwelling units per acre (R-2). The property is located on the west side of Route 608, Clarke's Road, north of Route 17, PIN #6981-42-5489-000, Lee District. Ben Tissue, representing the Clarkes, spoke in favor of the request. Mara Seaforest-Carbonia, Kathleen King, Kitty Smith, Jim Stone, and Chuck Medvitz spoke in opposition. The public hearing was closed. Mr. Mangum moved to table the decision until the December 15, 1998 meeting. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

ZONING ORDINANCE TEXT AMENDMENT - SECTION 3-308.3

A public hearing was held to consider amending Section 3-308.3 of the Zoning Ordinance to allow temporary uses such as carnivals, circuses, festivals, fairs, tractor pulls, horse shows, dog shows, steeplechases, pony rides, turkey shoots, sales of Christmas trees and other seasonal commodities, and other similar activities in the C-1 zoning district. Russell Baker, representing Catlett Volunteer Fire Department, Harold Dutton, and Mr. Ray spoke in favor of the request. No one else spoke. The public hearing was closed. Mr. Burton moved to adopt the following ordinance. Mr. Rankin seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

ORDINANCE

ZONING ORDINANCE TEXT AMENDMENT TO AMEND ARTICLE 3, PART 3 USES, SECTION 3-308 3. TEMPORARY USES (CATEGORY 8), FAUQUIER COUNTY ZONING ORDINANCE

WHEREAS, the Fauquier County Zoning Ordinance, Article 3, Part 3 Uses, Section 3-308 3. Temporary Uses (Category 8) does not currently allow temporary uses in the C-1 Zoning District; and

WHEREAS, the Fauquier County Board of Supervisors has held a public hearing regarding this matter; now, therefore, be it

ORDAINED by the Fauquier County Board of Supervisors this 17th day of November 1998, That Article 3 of the Fauquier County Zoning Ordinance be, and is hereby, amended as follows:

ARTICLE 3, PART 3 USES, SECTION 3-308 3. TEMPORARY USES (CATEGORY 8)

Carnival, circus, festival, fair, tractor pull, horse show, dog show, steeplechase, pony ride, turkey shoot, sale of Christmas trees and other seasonal commodities and other similar activities

COMPREHENSIVE PLAN AMENDMENT AND REZONING REQUEST - HARVEY W. LARGENT AND SONS, INC., AND MELVIN AND CAROLYN CHAMBERS, OWNERS, AND WILLIAM A. HAMP, III, TRUSTEE, APPLICANT

A public hearing was held to consider amending the Comprehensive Plan to re-designate 20 acres from Rural/Conservation to General Industrial and to rezone the property from Rural Agriculture to General Industrial. The

property is located on the east side of Route 805, Bealeton Road, and is immediately south of the Southern Railway, PIN #6899-75-6513-000, and part of PIN #6899-85-6796-000, Cedar Run District. No one spoke regarding the Comprehensive Plan Amendment. The public hearing was closed. Mr. Burton moved to adopt the following resolution. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

RESOLUTION

A RESOLUTION TO DENY COMPREHENSIVE PLAN AMENDMENT #CPA98-CR-10, LARGENT & SON'S, INC./CHAMBERS PROPERTY

WHEREAS, Largent & Son's, Inc., and Melvin and Carolyn Chambers, Owners, and William A. Hamp III, Applicant have filed an application to amend the Fauquier County Comprehensive Plan in accordance with the provisions of Article 13-202 of the Fauquier County Zoning Ordinance; and

WHEREAS, this amendment is to re-designate 20 acres from Rural/Conservation land use to General Industrial uses; and

WHEREAS, the 20 acre parcel consists of a 6.0 acre property and 14 acres of a 104.5 acre parcel; and

WHEREAS, the proposed re-designation would change the land use designation of a 20 acre tract which is not adjacent to the Bealeton Service District; and

WHEREAS, the Fauquier County Planning Commission held a public hearing on October 29, 1998, regarding this Comprehensive Plan Amendment and recommended denial; and

WHEREAS, the Board of Supervisors has determined that the public necessity, convenience, general welfare, or good planning practice would not be satisfied by this amendment to the Fauquier County Comprehensive Plan; now, therefore, be it

RESOLVED by the Fauquier County Board of Supervisors this 17th day of November 1998, That Comprehensive Plan Amendment #CPA98-CR-10 to change the land use designation for 20.0 acres on Bealeton Road (Route 805), and further identified as PIN #6899-75-6513-000 and part of PIN #6899-85-6796-

000, from Rural/Conservation to General Industrial be, and is hereby, denied.

Lewis Ray spoke in favor of the rezoning request. Chuck Medvitz spoke in opposition. Mr. Burton moved to continue the public hearing at the December 15, 1998 meeting and to table the decision. Mr. Weeks seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

CONSIDERATION OF ROUTE 28 IMPROVEMENT ALTERNATIVES ON THE SOUTHERN FAUQUIER AGRICULTURAL AND FORESTAL DISTRICT

The Board of Supervisors held a public hearing to receive public comments regarding Alternatives A2 and B of the Virginia Department of Transportation's Intent to Acquire Land in the Southern Fauquier Agricultural and Forestal District for improvements to Route 28, as well as receiving comments offered on the other Route 28 improvement alternatives. The following citizens spoke:

Jim Stone - opposed to four-laning Route 28

Mara Seaforest-Charbonia - opposed to four-laning Route 28

Josephine deGive - (representing the Piedmont Environmental Council) - opposed to four-laning Route 28

Alice Faulkner - (representing the Goose Creek Association) - opposed to four-laning Route 28

Kathleen King - opposed to four-laning Route 28

Van Worman - in favor of four-laning Route 28

Lewis Ray - in favor of four-laning Route 28

Herbert Wilson, Jr. - requested that four-laning be moved east of the railroad about two miles; opposed to four-laning Route 28 in its present location

Chester Stribling - (representing Southern Fauquier Business Owner's Association) - in favor of four-laning Route 28

William Armstrong - in favor of four-laning Route 28 in its present location

David deGive - opposed to four-laning Route 28

Arrabelle Arrington - in favor of four-laning Route 28

Bill Groves - in favor of four-laning Route 28

Ed Coleman - in favor of four-laning Route 28

James Craun - in favor of four-laning Route 28

Roland Tapscott - in favor of four-laning Route 28

Chuck Medvitz - opposed to four-laning Route 28

John Kane - opposed to four-laning Route 28

Sue Scheer - opposed to four-laning Route 28

Patty Leonard - opposed to four-laning Route 28

Harold Dutton - opposed to four-laning Route 28

Kent Cassell - opposed to four-laning Route 28

The public hearing was closed. Mr. Burton moved to adopt the following order. Mr. Rankin seconded, and the vote for the motion was unanimous as follows:

Ayes: Mr. David C. Mangum; Mr. Larry L. Weeks; Mr. Wilbur W. Burton; Mr. James R. Green, Jr.; Mr. James A. Rankin

Nays: None

Absent During Vote: None

Abstention: None

FINAL ORDER

AN ORDER DETERMINING UNREASONABLE ADVERSE EFFECT FOR

VIRGINIA DEPARTMENT OF TRANSPORTATION ROUTE 28 OPTIONS

WHEREAS, the Virginia Department of Transportation has proposed certain improvements to Route 28; and

WHEREAS, the improvements proposed by the Virginia Department of Transportation are contained in six options identified as Alternatives A, A-1, A-2, B, C, and D; and

WHEREAS, the Virginia Department of Transportation has identified Alternatives A, A-2 and B as involving the potential acquisition and use of lands currently in the Southern Fauquier Agricultural and Forestal District; and

WHEREAS, pursuant to the requirements contained in Virginia Code Section 15.2-4313, the Virginia Department of Transportation has filed a report with the Board of Supervisors of Fauquier County entitled "Technical Report/Notice of Intent to Acquire Land in the Southern Fauquier Agricultural/Forestal District"; and

WHEREAS, the Fauquier County Agricultural and Forestal Advisory Committee has reviewed proposed Alternatives A, A-2 and B and by letter dated September 25, 1998, has recommended to the Board of Supervisors that all three alternatives have adverse impacts; and

WHEREAS, the Fauquier County Planning Commission reviewed proposed Alternatives A, A-2 and B and by motion at its adjourned meeting of October 1, 1998, has recommended to the Board of Supervisors that Alternatives A-2 and B have potential adverse impacts; and

WHEREAS, the Board of Supervisors has reviewed the Technical Report/Notice of Intent to Acquire Land in the Southern Fauquier Agricultural/Forestal District filed by the Virginia Department of Transportation; has received and reviewed the recommendations of the Agricultural and Forestal District Advisory Committee and the Planning Commission; has received and reviewed materials from County staff; held a work session on September 15, 1998; and has by Order adopted the 20th day of October 1998, made the following findings that Alternatives A-2 and B:

may have an unreasonably adverse impact on the preservation and enhancement of agriculture and forestry and agricultural and forestal resources within the district and on the policy of Chapter 43, Title 15.2 of the Code of Virginia; and

may not be necessary to provide service to the public in the most economical and practical manner; and

may have other reasonable alternatives available that would minimize or avoid any potential adverse impacts on agricultural and forestal resources within the district;

and

WHEREAS, the Board of Supervisors, in conformance with the requirements

contained in Virginia Code Section 15.2-4313, scheduled and held a public hearing on November 17, 1998, to receive citizen comment on proposed Alternatives A-2 and B; now, therefore, be it

ORDERED that the Virginia Department of Transportation be, and is hereby, prohibited from proceeding with any proposed action related to Alternatives A-2 and B for which the above referenced determination cannot be made; and, be it

FURTHER ORDERED, That the County Administrator is hereby directed to serve a copy of this Final Order upon the Virginia Department of Transportation by certified mail; and, be it

FINALLY ORDERED, That the County Administrator is hereby directed to forward to the Virginia Department of Transportation public comment received at the public hearing, if any, on any other alternative which is proposed by the Virginia Department of Transportation but which were previously determined not to have a potentially unreasonable adverse impact.

SUPERVISORS TIME

Mr. Mangum read a memorandum regarding a December 7 meeting of the Virginia House of Delegates Committee on Counties Cities and Towns regarding HB 1362.

Mr. Burton announced that the Rappahannock River Basin Study Committee had elected Delegate Jay Katzen chairman.

Mr. Rankin thanked the Board of Supervisors for appointing him to fill the vacant Center District seat.

With no further business the meeting was adjourned.